SB Civil Writ Petition No. 1877/2007
Mahendra Kumar Gora Vs State of Rajasthan & anr
30.10.2007

Hon'ble Mr Jutice Ashok Parihar

Mr Jai Kumar for petitioner
Mr JK Agrawal, Addl GA – for respondents
BY THE COURT:

Admittedly, petitioner had not acquired qualification of B Ed at the time of selections made to the post of Sr Teacher for the year 2003-04, however, petitioner was given appointment to the post in question vide order dated 20.4.2005. Subsequently, on an enquiry made, it was found that petitioner had wrongly been included in the list of selected candidates for the relevant year. Petitioner had acquired qualification only in June, 2004, as such, could not have been selected for the post in the year 2003-04.

After having carefully gone through the material on record, in view of admitted facts, I find no error or illegality in the impugned order dated 19.2.2007. However, the respondents are directed to take disciplinary action against the officer, who scrutinised the application forms and included name of petitioner in the select list even when he was not eligible for selection to the post at the relevant time. With the above directions, the writ petition is dismissed as having no merits.

A copy of this order be sent to the Director, Education (Secondary), Government of Rajasthan, Jaipur.

(Ashok Parihar) J.

bnsharma